



MINUTES

FORMAL MEETING OF CITY COUNCIL

Diamondhead, Mississippi

Diamondhead Country Club
Emerald Ballroom
September 4, 2012
6:00 pm

1. **Call to Order** Mayor Ingraham called the meeting to order at 6:09 p.m.
2. **Invocation** Mayor Ingraham
3. **Pledge of Allegiance** Councilmember Holcomb
4. **Roll Call** The following members of Council were present: Mayor Ingraham, Dianne Ackerman, Hank Holcomb, Ernie Knobloch, and Ron Rech. Councilmember Dalton Roberson was absent.
5. **Approval of Minutes**—August 6, 2012 and August 20, 2012—Councilmember Knobloch moved, seconded by Councilmember Ackerman, to accept the minutes. The motion carried unanimously.
6. **Confirmation or Adjustment of the Agenda Order**—Councilmember Holcomb moved, seconded by Councilmember Knobloch, to accept the order of the Agenda. The motion carried unanimously.
7. **Communications/Announcements from the Mayor and Council**—The Mayor made the following announcements:
 - a. On August 27, the Public Hearing for the Budget scheduled on August 29 was postponed until 6pm tomorrow, Wednesday, September 5 in the Emerald Ballroom of the Country Club, by Order of Council.
 - b. Also on August 27, the Public Hearing scheduled for August 29 at 1pm to receive comments on the Comprehensive Plan was moved to pm on Thursday, September 6, by order of the Council. Postponement was due to Hurricane Isaac.
 - c. The Mayor read the notices and ads that were posted in the SeaCoast Echo on September 1, 2012 on page 1A and on page 5B and indicated that the ads and notices were placed addressing the City of Diamondhead Public Hearings. He asked that they be spread upon the minutes.
 - d. The Mayor requested that City of Diamondhead Hurricane Bulletins One through Eight be spread upon the minutes and gave highlights of each.
 - e. Bragg Williams, City Attorney, indicated that the city obtained written confirmation from Leigh Janous from the AG's office who indicated that, because of the Declaration of Emergency, it would not be necessary for the city to re-advertise notice of the public hearings. The clerk make reasonable effort to contact everyone interested in attending the meetings but the city went beyond what was required and did place notice and advertisement in the SeaCoast Echo of the postponement of the public hearings.
8. **Presentations / Appointments**
 - a. N-Court, Melanie Mayer—Ms. Mayer gave a brief presentation on N-Court and provided Council with insurance information. The City Attorney recommended having the City's insurance company review N-Court's insurance. Councilmember Holcomb moved, seconded by Councilmember Ackerman, to move the item to the next Work Session, based on the City Manager's recommendations. The motion carried unanimously.

9. **City Manager's Report**—the City Manager was recognized and indicated that CableOne is donating \$2,000 to the City to offset legal fees incurred with the City's franchise agreement with CableOne. He also gave a brief Hurricane Isaac Report on flooded homes, flooding from stormwater damage, tree damage, the city's application for FEMA assistance and other issues. The City Manager expressed his appreciation to Council, Darrell Kinchen, and Jim Simmons for their support and assistance during the storm. The police cars have been completely outfitted and are waiting to be decaled; seven of the eight police officers have been named: Capt. Al Herman, D'wayne Swear (Investigator), Nicholas Hatzgionidas, Wesley Lossett, Darrell Hughes, Sr., Michael Rynders, and Darryl Russell. At the end of the City Manager's report, the Mayor thank him and the City Clerk for the work they did during the storm.
10. **Citizens Wishing to Address Council, Agenda Items** Limit of 3 minutes per person
Denise Catone was recognized and expressed that she was heartened to see the noise ordinance on the agenda and regretted the necessity for such an ordinance. She thanked Council for their consideration.
No other persons wished to address council.
11. **Docket of Claims**—Councilmember Ackerman moved, seconded by Councilmember Knobloch to accept the Docket of Claims. The motion carried unanimously.
12. **OLD BUSINESS**
 - a. **Noise Ordinance for the City of Diamondhead, Mississippi**—Councilmember Holcomb moved, seconded by Councilmember Ackerman, to adopt the Noise Ordinance with several minor modifications to clean up the wording as shown on his revised copy. The motion carried unanimously and will become effective in thirty days.
 - b. **Professional Services Agreement with Carrigee Consulting, LLC**—Councilmember Ackerman moved, seconded by Councilmember Rech, to approve the contract with Carrigee Consulting to provide Building Codes Services for the City of Diamondhead. The motion carried unanimously.
13. **NEW BUSINESS**
 - a. **Appointment of Planning and Zoning Commissioner and Oath of Office**—The Mayor indicated that, due to an unexpired portion of the term of Mr. Robyn Eastman due to work commitments out of the area, he would like to appoint Yvonne Denise Catone to fulfill that term. Councilmember Holcomb moved, seconded by Councilmember Knobloch, to approve the appointment of Yvonne Denise Catone as Planning and Zoning Commissioner. The motion carried unanimously and the Mayor administered the oath of office to Ms. Catone.
 - b. **Gulf Coast Court Services**—Councilmember Holcomb moved, seconded by Councilmember Knobloch, to accept the Agreement with Gulf Coast Court Services for the collections of court fines. The motion carried unanimously.
 - c. **Traffic Ordinance for the City of Diamondhead, Mississippi**—Councilmember Rech moved, seconded by Councilmember Holcomb, to adopt the Proposed Traffic Ordinance for the City of Diamondhead, for the immediate and temporary preservation of the public peace, health, or safety, and for other good cause provided by Mississippi State Code 21-13-11, in order to be effective October 1, 2012 due to Hurricane Isaac. The motion carried unanimously.

EXECUTIVE SESSION

At 7:21pm, upon motion by Councilmember Rech and second by Councilmember Ackerman, the Council voted to go into Closed Session to determine the need for an Executive Session.

Upon motion by Councilmember Holcomb and second by Councilmember Ackerman, the Council voted to go into Executive Session to discuss potential litigation.

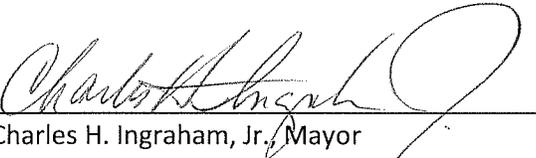
Upon motion by Councilmember Holcomb and second by Councilmember Ackerman, the council voted unanimously to come out of Executive Session.

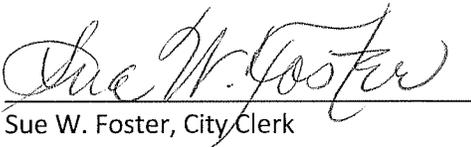
RETURN TO REGULAR SESSION

At 7:35pm, upon motion by Councilmember Holcomb and second by Councilmember Ackerman, the council voted unanimously to return to the Regular meeting. All who were present when the closed session began were again present when the session ended.

Mayor Ingraham announced that council discussed potential litigation matters.

14. **Citizens Wishing to Address Council, Non-Agenda Items** Limit of 3 minutes per person
None
15. **RECESS**—Councilmember Holcomb moved, seconded by Councilmember Ackerman, to recess the meeting until 6pm on September 5, 2012 at the Emerald Ballroom at the Diamondhead Country Club. The motion carried unanimously and the meeting was recessed at 7:39pm.


Charles H. Ingraham, Jr., Mayor


Sue W. Foster, City Clerk

Meeting Notice Posted at City Hall on August 31, 2012.